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09400HB2612ham001

LRB094 07592 RLC 43496 a

1 AMENDMENT TO HOUSE BILL 2612

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2612 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Sex Offender Management Board Act is  
5 amended by changing Section 19 as follows:

6 (20 ILCS 4026/19)

7 Sec. 19. Sex Offender Management Board Fund.

8 (a) Any and all practices endorsed or required under this  
9 Act, including but not limited to evaluation, treatment, or  
10 monitoring of programs that are or may be developed by the  
11 agency providing supervision or ~~the~~ Department of  
12 Corrections, ~~or the Department of Human Services~~ shall be at  
13 the expense of the person evaluated or treated, based upon the  
14 person's ability to pay. If it is determined by the agency  
15 providing supervision or ~~the~~ Department of Corrections, ~~or~~  
16 ~~the Department of Human Services~~ that the person does not have  
17 the ability to pay for practices endorsed or required by this  
18 Act, the agency providing supervision of the sex offender shall  
19 request reimbursement for services required under this Act for  
20 which the agency has provided funding. The ~~Sex Offender~~  
21 ~~Management Board~~ shall provide the agency providing  
22 supervision or ~~the~~ Department of Corrections shall develop ~~or~~  
23 ~~or the Department of Human Services with~~ factors to be  
24 considered and criteria to determine a person's ability to pay.

1 The Sex Offender Management Board shall coordinate the  
2 expenditures of moneys from the Sex Offender Management Board  
3 Fund ~~with any money expended by counties, the Department of~~  
4 ~~Corrections or the Department of Human Services.~~ The Board  
5 shall allocate ~~develop a plan for the allocation of~~ moneys  
6 deposited in this Fund among the agency providing supervision  
7 or ~~7~~ the Department of Corrections, ~~or the Department of Human~~  
8 ~~Services.~~

9 (b) Up to 20% of this Fund shall be retained by the Sex  
10 Offender Management Board for administrative costs, including  
11 staff, incurred pursuant to this Act.

12 (c) Monies expended for this Fund shall be used to  
13 supplement, not replace offenders' self-pay, or county  
14 appropriations for probation and court services.

15 (d) Interest earned on monies deposited in this Fund may be  
16 used by the Board for its administrative costs and expenses.

17 (e) In addition to the funds provided by the sex offender,  
18 counties, or Departments providing treatment, the Board shall  
19 explore funding sources including but not limited to State,  
20 federal, and private funds.

21 (Source: P.A. 93-616, eff. 1-1-04.)".